

#### **IV. Remarks**

Claims 1-7 and 9-11 are pending in this application. The specification and claims 1, 5, 9 and 10 have been amended. Claim 8 has been cancelled. The above amendments and the following remarks are provided to facilitate early allowance of the currently claimed subject matter. Applicant reserves the right to pursue the full scope of the subject matter of the original claims in a subsequent patent application that claims priority to the instant application. Reconsideration in view of the following remarks and above amendments is respectfully requested.

The Examiner has objected to the specification, specifically because the Preliminary Amendment filed on March 17, 2008 is alleged to have introduced new matter. Applicants have removed the additions to the specification in the Preliminary Amendment rendering the objection moot.

Claims 1-11 have been rejected under 35 U.S.C §112, as failing to comply with the written description requirement. Applicants have removed the phrase “cumulatively for multiple transactions from independent claims and this rejection can be withdrawn. In addition Applicants have amended claims 1, 5, 9 and 10 and cancelled claim 8. The amendments to the independent claims 1, 5, 9 and 10 require that the period longer than the first preset threshold is based on the time when the use of the resource started and current time. Support for this amendment is found on page 13, lines 2-10 and Fig. 3. This disclosure indicates that column 308 records the time a resource was first accessed and the resource is released after a preset time, in this case x minutes based on the current time with the start time shown in column 308. This feature is not shown in

the references of record and Applicants submit that the claims are therefore patentable.

Applicant respectfully submits that the application as presented is in condition for allowance. Should the Examiner believe that anything further is necessary in order to place the application in better condition for allowance, the Examiner is requested to contact Applicant's undersigned attorney at the telephone number listed below.

Respectfully submitted,

/Carl F. Ruoff/

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